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ATTORNEYS FOR PLAINTIFFS

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

IN RE:	§	
	§	CHAPTER 11
	§	
RHODIUM ENCORE, LLC, et al.,	§	CASE NO. 24-90448
	§	(Bankr. S.D. Tex.)
Debtor.	§	
	§	

345 PARTNERS SPV2 LLC, GRANT	§	
FAIRBAIRN, AS TRUSTEE AND ON	§	
BEHALF OF GRANT FAIRBAIRN	§	
REVOCABLE TRUST, NINA	§	ADV. NO. 25-04008
FAIRBAIRN, AS TRUSTEE AND ON	§	
BEHALF OF NINA CLAIRE FAIRBAIRN	§	
REVOCABLE TRUST, RICHARD	§	
FULLERTON, WILLIAM HO, AS	§	
TRUSTEE AND ON BEHALF OF GR	§	
FAIRBAIRN FAMILY TRUST, NCF	§	
EAGLE TRUST, GRF TIGER TRUST,	§	
AND NC FAIRBAIRN FAMILY TRUST,	§	
SCOTT KINTZ, AS TRUSTEE AND ON	§	
BEHALF OF KINTZ FAMILY TRUST,	§	
JACOB RUBIN, TRANSCEND	§	
PARTNERS LEGEND FUND LLC,	§	
VALLEY HIGH LP, JERALD	§	

WEINTRAUB, AS TRUSTEE AND ON	§
BEHALF OF JERALD AND MELODY	§
HOWE WEINTRAUB REVOCABLE	§
LIVING TRUST DTD 02/05/98, AS	§
AMENDED, AND MIKE WILKINS, AS	§
TRUSTEE AND ON BEHALF OF	§
WILKINS-DUIGNAN 2009 REVOCABLE	§
TRUST,	§
 Plaintiffs,	§
 v.	§
 NATHAN NICHOLS, CHASE	§
BLACKMON, CAMERON BLACKMON,	§
NICHOLAS CERASUOLO, AND	§
IMPERIUM INVESTMENTS	§
HOLDINGS, LLC,	§
 Defendants.	§

PLAINTIFFS’ HEARING WITNESS AND EXHIBIT LIST

Plaintiffs¹ file this Witness and Exhibit List containing the exhibits Plaintiffs intend to or may offer, and the witnesses Plaintiffs may call, during the hearing scheduled for April 11, 2025 (the “Hearing”):

EXHIBITS

Plaintiffs may offer for admission into evidence any of the following exhibits, any exhibit designated by any other party, and any document filed on the docket in the above-captioned case during the Hearing:

¹ The term “Plaintiffs,” when used herein, refers collectively to Plaintiffs 345 Partners SPV2 LLC, Grant Fairbairn, as Trustee and on behalf of the Grant Fairbairn Revocable Trust, Nina Fairbairn, as Trustee and on behalf of the Nina Claire Fairbairn Revocable Trust, Richard Fullerton, William Ho, as Trustee and on behalf of the GR Fairbairn Family Trust, NCF Eagle Trust, GRF Tiger Trust, and NC Fairbairn Family Trust, Scott Kintz, as Trustee and on behalf of the Kintz Family Trust, Jacob Rubin, Transcend Partners Legend Fund LLC, Valley High LP, Jerald Weintraub, as Trustee and on behalf of the Jerald and Melody Howe Weintraub Revocable Living Trust DTD 02/05/98, as amended, and Mike Wilkins, as Trustee and on behalf of the Wilkins-Duignan 2009 Revocable Trust.

Ex.	Description	Offered	Objection	Admitted	Not Admitted
1	Plaintiffs' Original Petition				
2	State Court Trial Setting Letter				
3	Communications and/or materials authored by and/or involving the Special Committee ²				

WITNESSES

Plaintiffs may call any of the following witnesses during the Hearing:

1. Cameron Blackmon;
2. Chase Blackmon;
3. Nathan Nichols;
4. Nicholas Cerasuolo;
5. Trace Schmeltz (or other representative of the Special Committee);
6. Any witness called or designated by any other party;
7. Any witness necessary to rebut the testimony of any witness called or designated by any other party; and
8. Any person present in the courtroom during the time of the Hearing with relevant knowledge of the issues at dispute.

² Given the recent filing of the Special Committee's Motion to Intervene and Motion for Leave to File Brief in Support of Defendants' Motion to Transfer and in Opposition to Plaintiffs' Motion to Remand (Dkt. No. 16), Plaintiffs reserve the right to offer into evidence during the Hearing any communications and/or materials authored by and/or involving the Special Committee (including any such communications and/or materials that the Special Committee may be required to produce).

Plaintiffs reserve the right to amend and/or supplement this Witness and Exhibit List prior to the Hearing. Moreover, Plaintiffs reserve the right to (i) ask the Court to take judicial notice of any document, (ii) introduce exhibits previously admitted or attached as exhibits to the relevant pleadings, and (iii) introduce any exhibit necessary or appropriate to rebut the testimony of any witnesses called or designated by any other party or an exhibit introduced or designated by any other party.

Respectfully submitted,

/s/ Chase J. Potter

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CERTIFICATE OF SERVICE

This is to certify that on this 8th day of April, 2025, a true and correct copy of the foregoing document was served on counsel of record via the Court's ECF system, and/or by first class mail, postage prepaid, to:

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/s/ Chase J. Potter
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